



## **DEPARTMENT OF LABOR**

### **Employment and Training Administration**

Comment Request for Information Collection; Unemployment Insurance (UI) Title XII

Advances and Voluntary Repayment Process; Extension Without Revisions

**AGENCY:** Employment and Training Administration (ETA), Labor.

**ACTION:** Notice.

**SUMMARY:** The Department of Labor (Department), as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 [44 U.S.C. 3506(c)(2)(A)]. This program helps ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, ETA is soliciting comments concerning the collection process for data on UI Title XII advances and voluntary repayments, which expires 11/30/2012.

**DATES:** Written comments must be submitted to the office listed in the addresses section below on or before [INSERT DATE 60 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER].

**ADDRESSES:** Submit written comments to Scott Gibbons, Office of Unemployment Insurance, Employment and Training Administration, U.S. Department of Labor, 200 Constitution Avenue NW, Washington, DC 20210. Telephone number: 202-693-3008 (this is not a toll-free number). Individuals with hearing or speech impairments may

access the telephone number above via TTY by calling the toll-free Federal Information Relay Service at 1-877-889-5627 (TTY/TDD). E-mail: [gibbons.scott@dol.gov](mailto:gibbons.scott@dol.gov). A copy of the proposed information collection request (ICR) can be obtained by contacting Mr. Gibbons.

## **SUPPLEMENTARY INFORMATION:**

### **I. Background**

Title XII Section 1201 of the Social Security Act (SSA) provides for advances to states from the Federal Unemployment Account (FUA). The law further sets out specific requirements to be met by a state requesting an advance:

- The Governor, or designee, must apply for the advance;
- The application must cover a three month period and the Secretary of Labor (Secretary) must be furnished with estimates of the amounts needed in each month of the three month period;
- The application must be made on such forms and shall contain such information and data (fiscal and otherwise) concerning the operation and administration of the state unemployment compensation law as the Secretary deems necessary or relevant to the performance of his or her duties under this title;
- The amount required by any state for the payment of compensation in any month shall be determined with due allowance for contingencies and taking into account all other amounts that will be available in the state's unemployment fund for the payment of compensation in such month; and
- The term "compensation" means cash benefits payable to individuals with respect to their unemployment exclusive of expenses of administration.

Section 1202(a) of the SSA provides that the Governor of any state may at any time request that funds be transferred from the account of such state to the FUA in repayment of part or all of the balance of advances made to such state under section 1201. These applications and repayments may be requested by an individual designated for that authority in writing by the Governor.

## **II. Review Focus**

The Department is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submissions of responses.

## **III. Current Actions**

Type of Review: Extension without changes

Title: Unemployment Insurance (UI) Title XII Advances and Voluntary Repayment Process

OMB Number: 1205-0199

Affected Public: State Workforce Agencies

Form(s): Not Applicable

Total Annual Respondents: Up to 53

Annual Frequency: As needed, based on a state's discretion.

Total Annual Responses: DOL currently estimates that 24 states will borrow during fiscal year 2013, and 22 states could continue to be borrowing during calendar year 2014 and beyond. Although it's impossible to know the exact number of responses, the maximum would be four requests for advances and four requests for voluntary repayments per state each year. This will result in a maximum possible number of responses of 544 over the three year window or an average of 181.33 responses per year.

Average Time per Response: 1 hour

Estimated Total Annual Burden Hours: 181.33 hours

Total Annual Burden Cost for Respondents: There is no burden cost.

Comments submitted in response to this comment request will be summarized and/or included in the request for Office of Management and Budget approval of the ICR; they will also become a matter of public record.

DATED: [date inserted by ASET]

Signed in Washington, D.C., this 21st day of September, 2012.

**Jane Oates,**

Assistant Secretary for Employment and Training, Labor.

**BILLING CODE 4510- FW-P**

